



U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

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**NOTICE OF APPEAL AND REQUEST
FOR EXTENSION OF TIME
PURSUANT TO 37 C.F.R. § 1.136(a)**

Docket Number:
11411/115

Application Number
09/482,688

Filing Date
January 13, 2000

Examiner
P. Williams

Art Unit
1616

Invention Title
**FOOD SUPPLEMENT FOR INCREASING LEAN
MUSCLE MASS AND STRENGTH**

Inventor(s)
GARDINER et al.

Address to:
Assistant Commissioner for Patents
Washington D.C. 20231
Box AF

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on

Date:

Signature:

Siu K. Lo (Reg. No. 46,877)

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner made in the Final Office Action dated July 26, 2001 finally rejecting claims 1, 3-5, 7-8, 10-16, 18-25, 27-29, 31-34, 36-38, 40-43, 45-47, 49-59 and 62-67.

Applicants also respectfully request a **three-month extension of time** in which to respond to the Final Office Action, for which a response period expiring on October 26, 2001 was set. The extended period for response expires on January 28, 2002 being that January 26, 2002 falls on a Saturday.

The Commissioner is hereby authorized to charge payment of the 37 C.F.R. § 1.191 Notice of Appeal fee of **\$160.00** and the 37 C.F.R. § 1.136(a) extension fee of **\$460.00** to the deposit account of **Kenyon & Kenyon**, deposit account number **11-0600**.

The Commissioner is also authorized to charge any additional fees or credit any overpayment in connection with this paper to Deposit Account No. 11-0600.

A duplicate copy of this form is enclosed for charging purposes.

Dated:

By:

Siu K. Lo (Reg. No. 46,877)

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01 FC:219 160.00 CH
02 FC:217 460.00 CH

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